

II. **REMARKS**

The Ex Parte Quayle Action dated October 21, 2008, has been received and carefully noted. The above amendments and the following remarks are submitted as a full and complete response thereto.

Applicants request entry of the Supplemental Amendment and Response filed on October 14, 2008.

Claims 23-25, 27, 29, 31-66 and 68-81 are pending in the application. Claims 24, 27, 29, 34, 36, 59, 60 and 62 are withdrawn from consideration. Claims 23, 25, 31-33, 35, 37-58, 61, 63-66, 68-73 and 75-81 are allowed.

By this Amendment, claims 34 and 36 are amended, and claims 24, 27, 29, 31, 59, 60, and 62 are canceled. Support for the amendments can be found in the specification and claims as originally filed, for example, on page 2, lines 3-4. Applicants submit that no new matter has been added.

As noted by the Examiner, the application is in condition for allowance except for formal matters, and that prosecution on the merits is closed in accordance with U.S. patent practice under *Ex parte Quayle*.

Applicants respectfully request rejoinder of withdrawn claims 34 and 36. Regarding claim 34, Applicants have amended the claim to remove the "beta" designation in the definition of R<sub>3</sub>, as suggested by the Examiner. Regarding claim 36, Applicants have amended the claim to clarify that the R<sub>1</sub> and R<sub>2</sub> are alkyl and are joined to form a cyclic moiety which, together with the N atom, consists of 3, 4, 5, or 6 members. In light of the above-described amendments, Applicants respectfully request rejoinder of claims 34 and 36.

In the event this response is not timely filed, the Applicants hereby petition for an appropriate extension of time. The fee for this extension, along with any other additional fees which may be required with respect to this response, may be charged to Deposit Account No. 01-2300, referencing Attorney Docket No. **108281-00000**.

Respectfully submitted,



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